

**DRAFT RESOLUTION
REGIONAL PLANNING COMMISSION
COUNTY OF LOS ANGELES**

WHEREAS, the Regional Planning Commission of the County of Los Angeles conducted a public hearing on February 23, 2011 on amendments to Title 21 (Subdivisions) and Title 22 (Planning and Zoning) of the Los Angeles County Code relating to reasonable accommodations for individuals with disabilities.

WHEREAS, the commission finds as follows:

1. The Fair Housing Amendments Act of 1988 and the California Fair Employment and Housing Act prohibit cities and counties from discriminating against individuals with disabilities through land use and zoning decisions and procedures. Discrimination includes the failure or refusal to provide reasonable accommodation to rules, policies, practices, and procedures where such accommodation may be necessary to afford individuals with disabilities equal opportunity to housing.
2. On August 5, 2008, the Los Angeles County Board of Supervisors adopted the 2008-2014 Los Angeles County Housing Element. The Housing Element contains a program, *Program 2: Removal of Governmental Constraints*, to amend the zoning code to include a procedure for granting reasonable accommodation.
3. The proposed ordinance supports *Housing Availability, Goal 1 of the 2008-2014 Los Angeles County Housing Element*: “a wide range of housing types in sufficient supply to meet the needs of current and future residents, particularly persons with special needs, including but not limited to low income households, seniors, persons with disabilities, single-parent households, the homeless and at-risk homeless, and farmworkers,” in that it provides a process to request and obtain reasonable accommodation to rules, policies, practices, and procedures where such accommodation may be necessary to afford individuals with disabilities equal opportunity to housing.
4. The proposed ordinance supports *Housing Affordability, Goal 4 of the 2008-2014 Los Angeles County Housing Element*: “a housing delivery system that provides assistance to those with low and moderate incomes and those with special needs,” in that it provides a systematic procedure for providing reasonable accommodation to rules, policies, practices, and procedures where such accommodation may be necessary to afford individuals with disabilities equal opportunity to housing.
5. The proposed ordinance supports *Equal Opportunity, Goal 1 of the Los Angeles County Housing Element*: “accessibility to adequate housing for all persons without discrimination in accordance with federal and state fair housing laws,” in

that it provides a procedure consistent with the Federal Fair Housing Amendments Act of 1988 and the California Fair Employment and Housing Act.

6. The proposed ordinance supports *General Policies, Human Resources Development, Goal 1 of the 1980 General Plan*: “eradicate discrimination in housing, jobs and income, education, recreation, and other facets of living; and guarantee equal opportunity in order to promote individual and group development,” in that it facilitates fair housing access.
7. The proposed ordinance supports *General Policies, Human Resources Development, Goal 3 of the 1980 General Plan*: “maximize individual and family self-support and reduce the need for institutional treatment of needy, disabled, and handicapped people by providing adequate services and facilities in the community,” by providing a process to request and obtain reasonable accommodation to rules, policies, practices, and procedures where such accommodation may be necessary to afford individuals with disabilities equal opportunity to housing
8. The proposed ordinance supports *General Policies, Housing and Community Development, Goal 46 of the 1980 General Plan*: “promote open and free choice of housing for all,” in that it provides a procedure for persons with disabilities to obtain fair housing access.
9. An initial study was prepared for the proposed ordinance in compliance with the California Environmental Quality Act, which demonstrates that there is no substantial evidence that the amendments will have a significant impact on the environment. Based on the initial study, the Department of Regional Planning has prepared a Negative Declaration for this project.
10. Upon notice duly provided pursuant to California Government Code §65090 and 22.64.174 of the Los Angeles County Code, the Regional Planning Commission held a public hearing on the proposed Reasonable Accommodation Ordinance on February 23, 2011.

THEREFORE, BE IT RESOLVED THAT the Regional Planning Commission recommends to the Board of Supervisors of the County of Los Angeles as follows:

1. That the Board hold a public hearing to consider the proposed amendments to Title 21 and Title 22 of the Los Angeles County Code to establish a reasonable accommodation procedure;
2. That the Board adopt the attached Negative Declaration and find that there is no substantial evidence that proposed amendments to Title 21 and Title 22 may have a significant effect on the environment; and

3. That the Board adopts the draft ordinances as recommended by this Commission and amend Title 21 and Title 22 accordingly, and determine that the amendments are consistent with the goals and policies of the Los Angeles County General Plan.

I hereby certify that the foregoing resolution was adopted by the Regional Planning Commission of the County of Los Angeles on February 23, 2011.

Rosie O. Ruiz, Secretary
Regional Planning Commission
County of Los Angeles